

Message Text

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46

ACTION VOE-00

INFO OCT-01 AF-08 ISO-00 SCA-01 /010 W

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R 181310Z AUG 76

FM AMEMBASSY GABORONE

TO SECSTATE WASHDC 8560

UNCLAS GABORONE 1572

E.O. 11652: N/A

TAGS: CVIS, BC

SUBJECT: ILLEGITIMATE CHILDREN OF FATHERS UNDER SECTION 101(B)

(1)(B)-22 CFR 42.1 NOTE 2.3

REF: STATE 188437

1. ANSWERS TO THIS REQUEST KEYED TO NUMBERS REFTEL:

(4) NONE

(5) N/A

(6) N/A

(7) UNDER BOTSWANA LAW AND CUSTOM, WE WOULD BE TOTALLY VULNERABLE TO TYPE OF POTENTIAL FRAUD WITH WHICH DEPARTMENT CONCERNED (PARA 2 REFTEL). IN A SITUATION WHERE MOTSWANA WOMAN HAD ILLEGITIMATE CHILD AND NAMED A PARTICULAR INDIVIDUAL AS THE FATHER AND HE ADMITTED PATERNITY, HE WOULD BE CONSIDERED THE FATHER UNDER BOTH FORMAL AND CUSTOMARY LEGAL SYSTEMS. NO PROCEEDINGS WOULD BE NECESSARY. HOWEVER, ACCORDING TO LOCAL ATTORNEY, THIS SITUATION DOES NOT OCCUR AS MEN WHO HAVE BEEN SO NAMED INVARIABLY DENY PARTENITY. THEREFORE, ALL BOTSWANA LAWS ON THIS SUBJECT ARE DESIGNED TO LEGALLY ASCERTAIN FATHER OF ILLEGITIMATE CHILDREN IN ORDER TO OBTAIN MAINTENANCE PAYMENTS. AFFILIATION PROCEEDINGS ACT OF 1970 PROVIDES THAT COMPLAINANT (MOTHER) AND DEFENDANT MAY PROVIDE EVIDENCE IN COURT. MAGISTRATE THEN RULES WHETHER DEFENDANT

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IS LEGALLY FATHER, THEREFORE OWING MAINTENANCE.

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Message Attributes

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Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
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